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Anna V. Wishko

Ch. CSH

Date:

6/4/09

In the event that this paper is filed late and a necessary Petition for an Extension of Time is not concurrently filed herewith, please consider this as a Petition for the requisite extension of time, and, to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this paper, to Deposit Account No. 50-1529.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**Anthony D. Cristillo et al**

Serial No.: 10/814,689

Filed: March 31, 2004

Art Unit: 1648

Examiner: Humphrey, Louise Wang Zhiying

Confirmation No.: 8605

Atty. Docket No.: 502615.20013

**MUTANT VIRAL NUCLEIC ACIDS  
AND VACCINE CONTAINING  
SAME**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT/RESPONSE

SIR:

In conjunction with the RCE filed concurrently herewith, and in response to the Office Action dated December 8, 2008, and the telephonic interview with the Examiner held on April 9, 2009, please reconsider the following application in light of the following comments. A petition for a three-month extension of time is filed concurrently with this response.